

Express Mail Number EV342471318US

PATENT



09/660,386

#26/E  
Amendt E  
Y. Roberson  
10/4/03

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:

Vladislav Vashchenko et al.

Appln. No.: 09/660,386

Filed: September 12, 2000

For: ELECTROSTATIC DISCHARGE (ESD)  
PROTECTION STRUCTURE

Group Art Unit: 2811

Examiner: O. Nadav

AMENDMENT (IN RESPONSE TO OFFICE  
ACTION DATED MAY 28, 2003)

INTRODUCTORY COMMENTS

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Official Action mailed May 28, 2003, please consider the following amendments to the claims which begin on page 2, and the remarks which begin on page 7.

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RESPONSE TO  
(OFFICE ACTION DATED MAY 28, 2003)

Atty. Docket No. 100-13202  
(P04776-C2)

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**SEP 22 2003**  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: PATENT APPLICATION of:  
Inventor(s): Vladislav Vashchenko et al.  
Appln. No.: 09/ 660,386

Group Art Unit 2811  
Examiner: Ori Nadav  
Atty. Dkt. 100-13202  
No.

P04776-C2

Client Ref

Filed: September 12, 2000

Title: Electrostatic Discharge (ESD) Protection Structure

**R C E**

**DO NOT USE FOR PROVISIONAL, DIVISIONAL, CIP  
OR DESIGN APPLICATIONS, OR REEXAMINATION  
OF PATENTS**

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450



Date: September 18, 2003

Sir:

**REQUEST FOR CONTINUED EXAMINATION (RCE) UNDER RULE 114**

Please continue the examination of this application.

**PREREQUISITES**

This application was filed on/after June 8, 1995, is not abandoned, and no court action has been filed, or if filed, it has been terminated.

An issue fee **has not been** paid (unless a petition under Rule 313(c)(2) is also being filed -- see item 4 below).

**Prosecution has been closed as defined in Rule 114(b).**

**Reply to any outstanding action and Rule 17(e) filing fee must be enclosed**

This application is entitled under Rule 114 to withdrawal of any outstanding finality or of any allowance plus a new action by the Examiner. Consideration on the merits of each submission (e.g., IDS, Amendment, new arguments, new evidence, but not appeal/reply briefs themselves) filed herewith is respectfully requested.

Please consider the following before the next Official Action:

1. Please ☒ enter ☐ do not enter the Amendment filed \_\_\_\_\_
2. ☒ The enclosed Amendment.
3. ☒ The enclosed Establishment of Right of Assignee to Prosecute Under 37 C.F.R. §3.73(b).
4. ☐ The enclosed Revocation of Power of Attorney by Assignee, Appointment of New Counsel and Change of Address.
5. ☐ Consider the arguments in the appeal brief filed \_\_\_ and reply brief filed \_\_\_
6. ☐ The issue fee has been paid, but this RCE is based on Rule 313(c)(2). See enclosed petition.
7. ☐ The enclosed Information Disclosure Statement.
8. ☒ The Enclosed Non-Publish Request.
9. ☐ Please suspend action under Rule 103(c) for a period of \_\_\_ months (3 mos. Max) for which the required \$130 fee is enclosed
10. ☒ A check in the amount of \$860 is enclosed of which \$750 is the required RCE filing fee and a \$110 fee for a One Month Extension of Time. (Postcard, fee transmittal (with copy) and One Month Extension of Time (with copy) are also attached.)

(Our Deposit Account No. 502305)

(Atty. Dkt No.) 100-13202 (P04776-C2)

Express Mail No. EV342471318US

**CHARGE STATEMENT:** The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official Document under Rule 20, or credit any overpayment, to our Accounting/Order Nos. shown above, for which purpose a duplicate copy of this sheet is attached.

**This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal sheet is filed.**

Correspondence Address Below Law Offices of Mark C. Pickering

P.O. Box 300  
Petaluma, CA 94953-0300  
(707) 762-5500  
Customer No. 33402

By Atty:

Mark C. Pickering

Reg. No.

36,239

Sig:

Date:

*Mark C. Pickering*  
9-18-03

Fax:

(707) 762-5504

Tel:

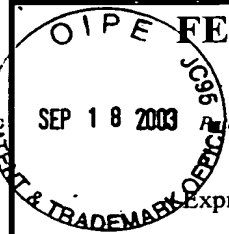
(707) 762-5583

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 <b>FEE TRANSMITTAL</b> <b>For FY 2003</b> <i>Patent Fees are subject to annual revision.</i> Express Mail No. EV342471318US		<b>Complete if Known</b>	
TOTAL AMOUNT OF PAYMENT		\$860	Application Number: 09/660,386 Filing Date: September 12, 2000 First Named Inventor: Vladislav Vashchenko et al. Examiner Name: O. Nadav Group Art Unit: 2811 Attorney Document No.: 100-13202 (P04776-C2)

METHOD OF PAYMENT (check one)				FEE CALCULATION (continued)																																																																																																																																																																																							
1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any fees or credit any overpayment under 37 CFR 1.16 and 1.17 which may be required by this paper to Deposit Account No. 502305 <b>LAW OFFICES OF MARK C. PICKERING</b>  <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.				3. Additional Fees <table style="width: 100%; border-collapse: collapse;"> <tr> <th colspan="2" style="text-align: left;">Large Entity</th> <th colspan="2" style="text-align: left;">Small Entity</th> <th></th> <th></th> </tr> <tr> <th>Fee Code</th> <th>Fee</th> <th>Fee Code</th> <th>Fee</th> <th></th> <th></th> </tr> <tr> <td>1051</td> <td>130</td> <td>2051</td> <td>65</td> <td>Surcharge - late filing fee or oath</td> <td></td> </tr> <tr> <td>1052</td> <td>50</td> <td>2052</td> <td>25</td> <td>Surcharge - late provisional filing fee or cover sheet</td> <td></td> </tr> <tr> <td>1053</td> <td>130</td> <td>1053</td> <td>130</td> <td>Non-English specification</td> <td></td> </tr> <tr> <td>1812</td> <td>2520</td> <td>1812</td> <td>2520</td> <td>For filing a request for ex parte reexamination</td> <td></td> </tr> <tr> <td>1804</td> <td>920</td> <td>1804</td> <td>920</td> <td>Requesting publication of SIR prior to Examiner action</td> <td></td> </tr> <tr> <td>1805</td> <td>1840</td> <td>1805</td> <td>1840</td> <td>Requesting publication of SIR after Examiner action</td> <td></td> </tr> <tr> <td>1251</td> <td>110</td> <td>2251</td> <td>55</td> <td>Extension for reply within first month</td> <td>110</td> </tr> <tr> <td>1252</td> <td>410</td> <td>2252</td> <td>205</td> <td>Extension for reply within second month</td> <td></td> </tr> <tr> <td>1253</td> <td>930</td> <td>2253</td> <td>465</td> <td>Extension for reply within third month</td> <td></td> </tr> <tr> <td>1254</td> <td>1450</td> <td>2254</td> <td>725</td> <td>Extension for reply within fourth month</td> <td></td> </tr> <tr> <td>1255</td> <td>1970</td> <td>2255</td> <td>985</td> <td>Extension for reply within fifth month</td> <td></td> </tr> <tr> <td>1401</td> <td>320</td> <td>2401</td> <td>160</td> <td>Notice of Appeal</td> <td></td> </tr> <tr> <td>1402</td> <td>320</td> <td>2402</td> <td>160</td> <td>Filing a brief in support of an appeal</td> <td></td> </tr> <tr> <td>1403</td> <td>280</td> <td>2403</td> <td>140</td> <td>Request for oral hearing</td> <td></td> </tr> <tr> <td>1451</td> <td>1510</td> <td>1451</td> <td>1510</td> <td>Petition to institute a public use proceeding</td> <td></td> </tr> <tr> <td>1452</td> <td>110</td> <td>2452</td> <td>55</td> <td>Petition to revive-unavoidable</td> <td></td> </tr> <tr> <td>1453</td> <td>1300</td> <td>2453</td> <td>650</td> <td>Petition to revive-unintentional</td> <td></td> </tr> <tr> <td>1501</td> <td>1300</td> <td>2501</td> <td>650</td> <td>Utility issue fee (or reissue)</td> <td></td> </tr> <tr> <td>1502</td> <td>470</td> <td>2502</td> <td>235</td> <td>Design issue fee</td> <td></td> </tr> <tr> <td>1503</td> <td>630</td> <td>2503</td> <td>315</td> <td>Plant issue fee</td> <td></td> </tr> <tr> <td>1460</td> <td>130</td> <td>1460</td> <td>130</td> <td>Petitions to the Commissioner</td> <td></td> </tr> <tr> <td>1807</td> <td>50</td> <td>1807</td> <td>50</td> <td>Processing fee under 37 CFR 1.17(q)</td> <td></td> </tr> <tr> <td>1806</td> <td>180</td> <td>1806</td> <td>180</td> <td>Submission of Information Disclosure Stmt</td> <td></td> </tr> <tr> <td>8021</td> <td>40</td> <td>8021</td> <td>40</td> <td>Recording each patent assignment per property (times number of properties)</td> <td></td> </tr> <tr> <td>1809</td> <td>750</td> <td>2809</td> <td>375</td> <td>Filing a submission after final rejection (37 CFR 1.129(a))</td> <td></td> </tr> <tr> <td>1810</td> <td>750</td> <td>2810</td> <td>375</td> <td>For each additional invention be examined (37 CFR 1.129(b))</td> <td></td> </tr> <tr> <td>1801</td> <td>750</td> <td>2801</td> <td>375</td> <td>Request for Continued Examination (RCE)</td> <td>750</td> </tr> <tr> <td>1802</td> <td>900</td> <td>1802</td> <td>900</td> <td>Request for expedited examination of a design application</td> <td></td> </tr> </table>				Large Entity		Small Entity				Fee Code	Fee	Fee Code	Fee			1051	130	2051	65	Surcharge - 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SUBMITTED BY	
Law Offices of Mark C. Pickering P.O. Box 300 Petaluma, CA 94953-0300 Telephone: (707) 762-5583 Facsimile: (707) 762-5504 Customer No. 33402	Date: <u>9-18-03</u> By: <u>Mark C. Pickering</u> Mark C. Pickering, Reg. No. 36,239

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